

Hearing Date: January 31, 2012 @ 10:00 a.m.

**HERRICK, FEINSTEIN LLP**

Two Park Avenue  
 Joshua J. Angel  
 Frederick E. Schmidt, Jr.  
 New York, New York 10016  
 Telephone: (212) 592-1400  
 Facsimile: (212) 592-1500  
 jangel@herrick.com  
 eschmidt@herrick.com

**BEASLEY HAUSER KRAMER**

**LEONARD & GALARDI, P.A.**  
 505 South Flagler Drive, Suite 1500  
 West Palm Beach, Florida 33401  
 Telephone: (561) 835-0900  
 Facsimile: (561) 835-0939

**BLACKNER, STONE & ASSOCIATES**

123 Australian Avenue  
 Palm Beach, Florida 33480  
 Telephone: (561) 659-5754  
 Facsimile: (561) 659-3184

Attorneys for A & G Goldman Partnership,  
 individually and on behalf of a similarly  
 situated class

UNITED STATES BANKRUPTCY COURT  
 SOUTHERN DISTRICT OF NEW YORK

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	:	
In re:	:	Adv. Pro. No. 08-1789 (BRL)
	:	
SECURITIES INVESTOR PROTECTION	:	SIPA Liquidation
CORPORATION,	:	
	:	(Substantively Consolidated)
Plaintiff-Applicant,	:	
	:	
v.	:	
	:	
BERNARD L. MADOFF INVESTMENT	:	
SECURITIES LLC,	:	
	:	
Defendant.	:	
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**NOTICE OF HEARING ON MOTION OF PICOWER CLASS ACTION  
 PLAINTIFFS FOR A DETERMINATION THAT THE COMMENCEMENT OF  
 SECURITIES CLASS ACTION LAWSUITS AGAINST NON-DEBTOR PARTIES  
 IS NOT PROHIBITED BY A PERMANENT INJUNCTION ISSUED BY THIS  
COURT OR VIOLATIVE OF THE AUTOMATIC STAY**

**PLEASE TAKE NOTICE** that a hearing (the “Hearing”) to consider the motion dated December 13, 2011 (the “Motion”) of A & G Goldman Partnership,<sup>1</sup> individually and on behalf of all other similarly situated (collectively, the “Picower Class Action Plaintiffs” or “Movants”), seeking entry of an order determining that neither the injunction issued by this Court as part of its order, dated January 13, 2011, nor the automatic stay provisions (the “Automatic Stay”) of section 362 of title 11 of the United States Code (the “Bankruptcy Code”), bar, prohibit, restrict or prevent Movants from commencing and prosecuting a securities law class action (the “Class Action”) against certain non-debtor defendants (collectively, the “Picower Defendants”) in the United States District Court for the Southern District of Florida (the “Florida District Court”), shall be held before the Honorable Burton R. Lifland, United States Bankruptcy Judge, Courtroom 623, United States Bankruptcy Court, Alexander Hamilton Custom House, One Bowling Green, New York, New York 10004 on January 31, 2012 at 10:00 a.m. (prevailing Eastern Time), or as soon thereafter as counsel may be heard.

**PLEASE TAKE FURTHER NOTICE** that responses or objections to the Motion, if any, must be in writing, shall conform to the Bankruptcy Rules and the Local Rules of the Bankruptcy Court, and shall be filed with the Bankruptcy Court electronically in accordance with General Order M-242 (General order M-242 and the User’s Manual for the Electronic Case Filing System can be found at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov)), by registered users of the Bankruptcy Court’s case filing system and, by all other parties in interest, on a 3.5 inch disk, preferably in Portable Document Format (PDF), WordPerfect or any other Windows-based word processing format (with a hard-copy delivered directly to Chambers), and shall be served in accordance with

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<sup>1</sup> A & G Goldman Partnership, like all other class members, is a “net winner” having (i) received the return of its principal investment with BLMIS, (ii) not received the full amount reflected in its last BLMIS account statement; and (iii) incurred significant economic damages separate and apart from the returns reflected in its last BLMIS account statement.

General Order M-242 upon (i) Herrick, Feinstein LLP, 2 Park Avenue, New York, New York 10016 (Attn: Frederick E. Schmidt, Esq.); (ii) Baker & Hostetler LLP, counsel for the Trustee, 45 Rockefeller Plaza, New York, New York 10111 (Attn: Elizabeth A. Smith, Esq. and Elyssa S. Kates, Esq.); (iii) the Office of the United States Trustee for the Southern District of New York, 33 Whitehall Street, 21st Floor, New York, New York 10004; and (iv) all parties having entered a notice of appearance in the above captioned case, so as to be received no later than **January 10, 2012 at 4:00 p.m.** (prevailing Eastern Time).

Dated: New York, New York  
December 13, 2011

/s/ Joshua J. Angel

**HERRICK, FEINSTEIN LLP**

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New York, New York 10016  
Telephone: (212) 592-1400  
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Joshua J. Angel  
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